



DOCKET FILE COPY ORIGINAL

# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> Street S.W.**  
**Washington, D.C. 20554**

News media information 202 / 418-5000  
Fax-On-Demand 202 / 418-2830  
Internet: <http://www.fcc.gov>  
<ftp.fcc.gov>

DA-00-1422

86-285

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**Before the**  
**Federal Communications Commission**  
**Washington, D.C. 20554**

**PUBLIC NOTICE**

**Released: June 27, 2000**

**FEE DECISIONS OF THE MANAGING  
DIRECTOR AVAILABLE TO THE PUBLIC**

The Managing Director is responsible for fee decisions in response to requests for waiver or deferral of fees as well as other pleadings associated with the fee collection process. A public notice of these fee decisions is published in the FCC record.

The decisions are placed in General Docket 86-285 and are available for public inspection. A copy of the decision is also placed in the appropriate docket, if one exists.

The following Managing Director fee decisions are released for public information:

**Badger Communication LLC** - Request for waiver of the late charge penalty for late payment of FY 1999 regulatory fee for Badger Communications LLC at Marinette, WI. **Denied.** (May 22, 2000).

**KAPS Radio** - Request for waiver of the late charge penalty for late payment of FY 1998 regulatory fee for KAPS at Mount Vernon, WA. **Denied.** (May 22, 2000). [ See 47 CFR 1.1164].

**Uintah Basin Electronic** - Request for waiver of the late charge penalty for late payment of FY 1999 regulatory fee for Uintah Basin Electronic at Roosevelt, UT. **Denied.** (May 22, 2000).

**WEYS Television Corporation** - Request for waiver and reduction of FY 1999 regulatory fees and subsequent years for WEYS (TV) at Key West, FL. **Denied.** (May 19, 2000).

**NOTE: ANY QUESTIONS REGARDING THIS  
REPORT SHOULD BE DIRECTED TO THE  
CREDIT & DEBT MANAGEMENT GROUP AT  
(202) 418-1995.**

DOCKET FILE COPY ORIGINAL  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D. C. 20554  
MAY 22 2000

86-285  
CREDIT & DEBIT MANAGEMENT  
Group CENTER, OMD

OFFICE OF  
MANAGING DIRECTOR

Mr. Melvin Winters  
Vice President  
Badger Communications LLC  
N2880 Roosevelt Road  
Marinette, WI 54143

RE: Request for Waiver of Late Charge  
Penalty for FY 1999 Regulatory Fees  
Badger Communications LLC  
Fee Control No. 9910058835493003  
Late Penalty Due: \$1,068.50

Dear Mr. Winters:

This is in response to the request for waiver of the late charge penalty for late payment of the Fiscal Year (FY) 1999 regulatory fees, filed on behalf of Badger Communications LLC. You request that we waive the late penalty charge. You note that the notice informing you that you owed a late penalty fee erroneously stated that your payment was received on October 4, 1999. Instead, as you documented, your payment was received and date stamped by Mellon Bank on September 25, 1999. Regulatory fees for FY 1999, however, were due no later than September 22, 1999.

The Communications Act of 1934, as amended, requires the Commission to assess a late charge penalty of 25% on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees are due for the year. Your request does not substantiate that Badger Communications LLC met this obligation. Therefore, your request is denied.

Payment of the late charge penalty in the amount of \$1,068.50 was assessed and due on September 23, 1999. The late charge penalty must be filed together with a Form FCC 159 (copy enclosed) within 30 days from the date of this letter. You are cautioned that the failure to submit payment as required may result in further sanctions and the initiating of a proceeding to recover the penalty and accrued interest pursuant to the provisions of the Debt Collection Improvement Act of 1996. If you have any questions concerning this letter, please call the Credit & Debt Management Group at 418-1995.

Sincerely,



Mark Reger  
Chief Financial Officer



**POWER-TALK  
WMAM  
AM 570**



November 30, 1999

Ms. Regina W. Dorsey  
Credit & Debt Mgmt. Center  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington, D.C. 20554

Dear Ms Dorsey;

In response to your notice regarding bill no.2000-9-0337 we are attaching the requested documentation showing dispatch dates of our check (\$4,274.00) and the Mellon Bank stamp on the postal return card.

Contrary to the dates in the notice, our documents show that we mailed our check to the FCC on September 21 with a return receipt card stamped by the bank on September 25.

With these documents in hand we will greatly appreciate your reconsideration in this matter.

If further information is required please call Ms. Mary Falkenberg, Business Manager, Badger Communications LLC (715) 732-5251.

Sincerely.

Melvin Winters  
Vice-President  
Badger Communications LLC



FEDERAL COMMUNICATIONS COMMISSION  
Washington, D. C. 20554

OFFICE OF  
MANAGING DIRECTOR

BADGER COMMUNICATIONS LLC  
C/O BADGER COMMUNICATIONS LLC  
N2880 ROOSEVELT ROAD  
MARINETTE WI 54143

OCT 29 1999

Re: Bill No. 2000-9-0337

Dear Applicant:

This letter is notice that you were late paying your 1999 annual regulatory fee(s). Payment of regulatory fees was due to the Federal Communications Commission (FCC) by midnight, September 22, 1999. Your fee payment of \$4,274.00 was received October 4, 1999.

In accordance with Section 9 [47 USC 159(c)(1)], a 25 percent late penalty in the amount of \$1,068.50 has been assessed. Unless you can show just cause why the penalty is inapplicable, payment is due within 20 days from the date of this letter.

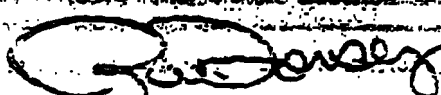
Payment should be sent to the Federal Communications Commission, Regulatory Fees, P.O. Box 358835, Pittsburgh, PA 15251-5835. Write the above Bill Number on your remittance, and send it with the enclosed FCC Form 159 (Remittance Advice). The Payment Type Code has been entered on the Form 159 for your convenience. Please complete this form, and enter the Bill Number in Block 19A.

If you have any documentation that will establish that the fee was remitted and received at Mellon Bank by September 22, 1999, such as a carrier dated receipt, please include this documentation with your response so that we can clear your record(s).

You are cautioned that failure to respond and/or pay the penalty will subject you to further sanctions as defined in 47 CFR, Section 1.1164 of our Rules. These sanctions include subjecting the delinquent payer's pending applications to dismissal, and may require a delinquent payer to show cause why any existing instruments of authorization should not be revoked. Further sanctions include interest charges, and the full cost of collection to the Federal government pursuant to Section 3720A of the Internal Revenue Code, 31 USC 3717, and the provision of the Debt Collection Improvement Act, 31 USC 3717.

If you have any questions, you may contact my office at (202) 418-1995.

Sincerely,



Regina W. Dorney, Chief

Credit & Debt Management Center

Enclosure

Z-380-799-104

US Postal Service

**Receipt for Certified Mail**

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to:	
FCC-REGULATORY FEES	
Street & Number	
P.O. Box 358835	
Post Office, State, & ZIP Code	
PITTSBURGH, PA 15251-5835	
Postage	\$ .33
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 2.98
Postmark or Date	

PS Form 3800, April 1995

Front

- Such postage stamps to article to cover first-class postage, certified mail fee, and charges for any selected optional services (See form).
1. If you want this receipt postmarked, stick the gummed stick to the right of the return address leaving the receipt attached, and present the article at a post office service window or
  2. If you return set
  3. If you on a return, gummed RETURN
  4. If you address
  5. Enter receipt if
  6. Save this receipt and present it if you make an inquiry.



Back Stamp

PS Form 3800, April 1995 (Reverse)

is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- While "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

also wish to receive the following services (for an additional fee):

**3. Article Addressed to:**

*Federal Communications Commission*  
*Regulatory Fees*  
*P.O. Box 338825*  
*Pittsburgh, PA 15231-0825*

**4a. Addressed to:**

*15231-0825*

**4b. Return Receipt Requested:**

☒ Certified ☐ Insured ☐ COD

☐ Express Mail ☐ Registered Mail ☐ Signature Required

**5. Received By: (Print Name)**

*[Signature]*

**6. Signature: (Addressee or Agent)**

*[Signature]*

**Domestic Return Receipt**

PS Form 3811, December 1994

N2880 Roosevelt Road  
Marinette, WI 54143  
Phone: 715/735-6631  
Fax: 715/732-0123 or 0125

## Badger Radio Group

# Fax

To: Teresa Meeks From: Badger Communications  
Fax: 202-418-2843 Date: 2/22/00  
Phone: 202-418-1995 Pages: 5  
Re: Waiver Request CC:

**Urgent For Review Please Comment Please Reply Please Recycle**

Ms. Meeks

2000-9-0337

Attached:

FCC letter (10/29/99)

Badger Reply letter (11/30/99)

Certified letter receipts (back + front) (9/21/99)

Return of Sender Card (9/25/99)

Please call Mr. Melvin Winters (715) 735-6631

if you have questions. (Fax: (715) 732-0125)

Thank you for consideration.



# Payment Transactions Detail Report

Date: 02/24/2000

BY: FEE CONTROL NUMBER

Fee Control Number	Payor Name	Fcc Account Number	Payer TIN	Received Date							
9910058835493003	BADGER COMMUNICATIONS LLC N2880 ROOSEVELT ROAD  MARINETTE WI 54143	WP00017112	0391887716	0/04/1999 00:00:0							
Payment Amount	Current Balance	Seq Num	Payment Type Code	Quantity	Callsign Other Id	Applicant Name	Applicant Zip	Bad Check	Detail Amount	Trans Code	Payment Type
\$4,274.00	\$4,274.00	1	MDB9	1	WAGN	BADGER COMMUNICATIONS LLC	54143		\$450.00	1	PMT
\$4,274.00	\$4,274.00	3	MFB9	1	WHYB	BADGER COMMUNICATIONS LLC	54143		\$650.00	1	PMT
\$4,274.00	\$4,274.00	4	MF19	1	WLST	BADGER COMMUNICATIONS LLC	54143		\$1,350.00	1	PMT
\$4,274.00	\$4,274.00	6	MUB9	2	WLST	BADGER COMMUNICATIONS LLC	54143		\$24.00	1	PMT
\$4,274.00	\$4,274.00	2	MDB9	1	WMAM	BADGER COMMUNICATIONS LLC	54143		\$450.00	1	PMT
\$4,274.00	\$4,274.00	5	MF19	1	WSFQ	BADGER COMMUNICATIONS LLC	54143		\$1,350.00	1	PMT
Total	6								\$4,274.00		